

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

JERRY PETERSON,

Plaintiff,

v.

UNITED STATES OF AMERICA, *et al*,

Defendants.

Civ. No. 1:16-cv-1913-CL

OPINION and ORDER

MCSHANE, Judge:

Magistrate Judge Mark D. Clarke filed a Findings and Recommendation (ECF No. 11) and the matter is now before this court. *See* 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72.

Although neither party filed objections, I reviewed the legal principles *de novo*. *United States v. Bernhardt*, 840 F.2d 1441, 1445 (9th Cir. 1998). I find no error and conclude it is correct.

Therefore, Magistrate Judge Clarke's Findings and Recommendation (ECF No. 11) is adopted in its entirety, Defendants' Motion to Dismiss for Failure to State a Claim (ECF No. 6), is **GRANTED**, and this action is **DISMISSED with prejudice**.

IT IS SO ORDERED.

DATED this 10th day of March, 2017.

/s/ Michael J. McShane

Michael J. McShane
United States District Judge